IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.576 OF 2006
IN
CRIMINAL APPEAL NO.526 OF 2006

Mohammed Imran Khan S/o.Abdul Latif Khan ...Applicant

vs.

The State of Maharashtra ...Respondent

Mr.C.K.Talekar for the Applicant
Mr.Rajesh More A.P.P. for State

CORAM: A.S.OKA,J.
DATE : SEPTEMBER 28,2006.

P.C.:

1. Heard Advocate appearing for the Applicant and the learned A.P.P. for State. The Appeal against conviction has been admitted. The conviction of the Applicant is for offences punishable under sections 399 and 402 of the Indian Penal Code. Both the sentences are directed to run concurrently. The maximum substantive sentence is for two years. Out of the period of two years, the Applicant has been already in jail for a period of about eight months.

2. The only antecedent pointed out by the prosecution is of a case under section 420 of the Indian Penal Code. The Applicant has been acquitted of the offence punishable under various sections of the Maharashtra Control of Organized Crimes Act, 1988. The Applicant was enlarged on bail in the midst of the trial. Considering the facts and circumstances of the case and considering the fact that the Appeal is not likely to be heard finally before the remaining period of

sentence is over, a case is made out for enlarging the Applicant on bail.

3. Hence, I pass the following order :

i) The Applicant shall be enlarged on bail on which he was enlarged during the pendency of trial subject to filing fresh bail bonds.

ii) Bail is granted subject to the condition that the Applicant will report the office of Crime Branch, Thane on every third Saturday of every calendar month till the disposal of the Appeal.

JUDGE